

In light of the current public health crisis and the Federal, State and County Emergency Declarations, and in accord with the provisions of Sec. 610.020, RSMo., the Board of Aldermen recognizes that it would be dangerous and impractical, if not impossible, for its meeting to be physically accessible to the public. The Board also recognizes the need for the public's business to be attended to in order to protect the public health, safety and welfare. In order to balance both the need for continuity of government and protection of the health and safety of our residents, business persons and employees, this meeting of the Board of Aldermen will not be open to public attendance in person. The meeting will be accessible by the public in real time ONLY by following the instructions in the box below.

You are invited to a Zoom webinar.

When: May 25, 2021 6:00 PM Discussion Session; 7:00 P.M. Meeting

Topic: 05/25/2021 Board of Aldermen Meeting.

Join from a PC, Mac, iPad, iPhone or Android device:

Please click this URL to join. <https://us02web.zoom.us/j/87171852988>

Or One tap mobile:

+19292056099,,87171852988# US (New York)

+13017158592,,87171852988# US (Washington DC)

Or join by phone:

Dial(for higher quality, dial a number based on your current location):

US: +1 929 205 6099 or +1 301 715 8592 or +1 312 626 6799 or +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799

Webinar ID: 871 7185 2988

International numbers available: <https://us02web.zoom.us/j/87171852988>

**Persons interested in making their views known on any matter on the agenda should send an email with their comments to the City Clerk at [jfrazier@claytonmo.gov](mailto:jfrazier@claytonmo.gov). All comments received will be distributed to the entire Board before the meeting.**

Thank you for your understanding and patience as we all try to get through these difficult and dangerous times.

# REVISED

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**CITY OF CLAYTON BOARD OF ALDERMEN**  
**NO DISCUSSION SESSION**  
**TUESDAY, MAY 25, 2021**  
**VIRTUAL ZOOM MEETING**  
**CLAYTON, MO 63105**

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**CITY OF CLAYTON BOARD OF ALDERMEN**  
**TUESDAY, MAY 25, 2021**  
**VIRTUAL ZOOM MEETING**  
**CLAYTON, MO 63105**  
**7:00 P.M.**

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## **ROLL CALL**

**MINUTES** – May 11, 2021

## **PUBLIC REQUESTS & PETITIONS**

## **RECOGNITIONS & AWARDS**

1. Mayor's Youth Advisory Council 2020-2021

## **UNFINISHED BUSINESS**

1. Discussion on the municipal judge/prosecutor selection process.

## **CITY MANAGER REPORT**

1. Presentation – Mayor's Commemorative Landscape Task Force.
2. Ordinance – To approve a street name change for Anderson Park. (Bill No. 6840)

## **ADJOURNMENT**

Subject to a motion duly made in open session and a roll call vote pursuant to Section 610.022 the Board of Aldermen may also hold a closed meeting, with a closed vote and record for one or more of the reasons as authorized by Section 610.021(1), (2) and (3) Revised Statutes of Missouri, relating to legal issues, real estate and/or personnel, negotiation of a contract pursuant to Section 610.021(12) RSMO., proprietary information pursuant to Section 610.021(15), and/or information related to public safety and security measures pursuant to Section 610.021(18) and (19) RSMO.

# Mayor's Commemorative Landscape Task Force

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# Guiding Principles

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1. Commemorative objects should align with our community's highest aspirations, including as these relate to truthfulness, equity, and inclusion.
2. When considering existing or proposed commemorative objects, the City of Clayton should seek to honestly and productively engage history, and never to erase it.
3. When considering inherited and new commemorative objects, both past and present contributions and impacts of the representation must be given careful consideration.

# Evaluation Criteria

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1. Is the *principal legacy* of the namesake and/or is the subject depicted fundamentally at odds with current community values? If yes, please explain.
2. What was the context at the time and is that something we want to continue to honor and embrace?
3. Does the place name or commemorative object celebrate a part of history that believe is fundamental to who we are and what we value?
4. Does the place name or commemorative object make a nuanced, complex history accessible to the public, or provide an opportunity to educate the public?
5. Does the place name or commemorative object restore histories that have been erased or not adequately represented, or provide an opportunity to educate the public?

# Approval Process

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# Items Under Consideration (Short List)

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- ☐ Portrait of Ralph Clayton
- ☐ Jackson Avenue
- ☐ Areas of Clayton were historically black after the Civil War
- ☐ Philippine Exhibit at World's Fair
- ☐ Pay tribute to the Osage Nation

# Comments/Questions

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## THE CITY OF CLAYTON

Board of Aldermen  
Virtual Zoom Meeting  
May 11, 2021  
7:08 p.m.

### Minutes

**NOTE: In accord with the provisions of Section 610.015, RSMo., and multiple declarations of emergency at every level of government, and the prohibition on gatherings of 10 or more persons due to the Coronavirus pandemic, normal requirements for voting in the Board meeting were suspended. Accordingly, votes were taken as if all Board members were physically present and in attendance at the meeting.**

Mayor Harris called the meeting to order and requested a roll call. The following individuals were in attendance:

Aldermen: Rich Lintz, Ira Berkowitz, Bridget McAndrew, Susan Buse, and Becky Patel.

Mayor Harris  
City Manager Gipson  
City Attorney O'Keefe

**Motion made by Alderman Lintz to approve the April 27, 2021 (1<sup>st</sup> meeting and 2<sup>nd</sup> meeting) minutes. Alderman Berkowitz seconded.**

**Motion to approve the minutes passed unanimously on a voice vote.**

### PUBLIC REQUESTS AND PETITIONS

None

### MOTION TO CONSIDER APPROVING A LIQUOR LICENSE UPGRADE FOR CLAYTON WINE HOUSE LOCATED AT 7911 CLAYTON ROAD

City Manager Gipson reported that Clayton Wine House, LLC is requesting to upgrade their current liquor license (all kinds of intoxicating liquor at retail by the package, except Sunday and special permit for wine, malt beverage and distilled spirit tastings) to sell all kinds of intoxicating liquor at retail by the drink, except Sunday, at 7911 Clayton Road.

This new license would allow the Clayton Wine House, LLC to sell glasses of wine or beer for consumption while customers shop at the store.

Karen Missey, Operating Manager, Clayton Wine House, attended the meeting (virtually) to answer questions from the Board.

Ms. Missey stated that they are anticipating opening in June and that the request for an upgrade to the liquor license is to provide customers the opportunity to open their bottles (purchase) in the store; they will set-up tables and also offer tasting and educational opportunities.

**Motion made by Alderman Lintz to approve the upgrade to the liquor license for the Clayton Wine House LLC. Alderman McAndrew seconded.**

**The motion passed unanimously on a voice vote.**

**ORDINANCE TO CONSIDER APPROVING AN AMENDMENT TO SECTION 215.765 TO MODIFY THE ALLOWABLE HOURS OF USAGE FOR MOTOR-DRIVEN OUTDOOR MAINTENANCE EQUIPMENT**

City Manager Gipson reported that at the April 27, 2021 meeting, the Board of Aldermen discussed an ordinance revision that would reduce the permitted hours of use to only allow such activity from 9:00 AM to 5:00 PM on Saturday, Sunday, and holidays. The Board ultimately directed staff and the city attorney to revise the ordinance language to allow homeowners and occupants to use motor-driven equipment as currently permitted but restrict contracted services during the weekend. Bill No. 6836.1 is a substitute for Bill No. 6836 and was amended, copy included in the Board packet.

Mayor Harris commented that her thoughts were to also have the Sustainability Committee discuss the proposed changes as it relates to the environment.

Alderman Buse commented that the proposed change was brought to the Board due to citizen concerns on protecting their early mornings and evenings as related to noise. She recommends that the Board keep the two issues, environmental (air pollution) and the noise from motorized equipment as separate considerations. She also inquired as to how the City would enforce the ordinance.

City Manager Gipson noted that most likely the violations will be complaint driven, therefore the enforcement will be controlled by the Police Department.

Alderman Lintz agreed with Alderman Buse recommending that the Board deal with the noise issue now, discuss the environmental issue in the future, and keep both separated.

Alderman McAndrew added that she would also like to keep both issues separate.

**Alderman Linz introduced Bill No. 6836.1, to approve an amendment to Section 215.765 modifying the allowable hours of usage for motor-driven outdoor maintenance equipment to be read for the first time by title only. Alderman Berkowitz seconded.**

**City Attorney reads Bill No. 6836.1, first reading, an Ordinance to Amend Section 215.765 to Modify the Allowable Hours of Usage for Motor-Driven Outdoor Maintenance Equipment for the first time by title only.**

**The motion passed unanimously on a voice vote.**

**Motion made by Alderman Lintz that the Board give unanimous consent to consideration for adoption of Bill No. 6836.1 on the day of its introduction. Alderman Berkowitz seconded.**

**The motion passed unanimously on a voice vote.**

**Alderman Lintz introduced Bill No. 6836.1 to approve an amendment to Section 215.765 modifying the allowable hours of usage for motor-driven outdoor maintenance equipment to be read for the second time by title only. Alderman Berkowitz seconded.**

Alderman Berkowitz expressed concern about the title of the ordinance being confusing and that citizens may not entirely understand its meaning by interpreting it to mean that they cannot use any motorized lawn equipment.

City Manager Gipson stated that staff will provide a notice in the City's communications, *CityViews*, *Clayton Connections*, City's webpage, etc., on the approved amendment that will include an explanation of the change(s).

City Attorney O'Keefe noted that the title states that the ordinance is "modifying the allowable hours..."

**City Attorney reads Bill No. 6836.1, second reading, an Ordinance to Amend Section 215.765 to Modify the Allowable Hours of Usage for Motor-Driven Outdoor Maintenance Equipment for the second time by title only.**

**The motion passed on a roll call vote: Alderman Lintz – Aye; Alderman Berkowitz – Aye; Alderman McAndrew – Aye; Alderman Buse – Aye; Alderman Patel – Aye; and Mayor Harris – Aye. The bill, having received majority approval was adopted and became Ordinance No. 6696 of the City of Clayton.**

Alderman McAndrew gave recognition to Alderman Sokol as the reason and result of the proposed change.

**ORDINANCE TO CONSIDER APPROVING THE FY2021 2<sup>ND</sup> QUARTER BUDGET AMENDMENT**

Janet Watson, Director of Finance and Administration reported that as part of the quarterly budget review, staff is presenting for the Board's consideration the first amendment to the Fiscal Year 2021 (FY21) budget. Most of this amendment consists of expenditure reductions in the General Fund and related program revenue reductions, the receipt of additional grants for capital projects, and changes in the amount of project costs and related transfers. The proposed amendment is as summarized in the Board packet.

**Alderman Lintz introduced Bill No. 6837, to approve the FY2021 2<sup>nd</sup> Quarter Budget amendment to be read for the first time by title only. Alderman Berkowitz seconded.**

**City Attorney reads Bill No. 6837, first reading, an Ordinance Amending the Fiscal Year 2021 Budget and Appropriating Funds Pursuant Thereto by title only.**

**The motion passed unanimously on a voice vote.**

**Motion made by Alderman Lintz that the Board give unanimous consent to consideration for adoption of Bill No. 6837 on the day of its introduction. Alderman McAndrew seconded.**

**The motion passed unanimously on a voice vote.**

**Alderman Linz introduced Bill No. 6837, to approve the FY2021 2<sup>nd</sup> Quarter Budget amendment to be read for the second time by title only. Alderman Berkowitz seconded.**

**City Attorney reads Bill No. 6837, second reading, an Ordinance an Ordinance Amending the Fiscal Year 2021 Budget and Appropriating Funds Pursuant Thereto by title only.**

**The motion passed on a roll call vote: Alderman Lintz – Aye; Alderman Berkowitz – Aye; Alderman McAndrew – Aye; Alderman Buse – Aye; Alderman Patel – Aye; and Mayor Harris – Aye. The bill, having received majority approval was adopted and became Ordinance No. 6697 of the City of Clayton.**

#### FY2021 2<sup>ND</sup> QUARTER FINANCIAL REPORT

Janet Watson, Director of Finance and Administration reported that the financial report will include the budget amendment previously approved; providing a summary of the report as presented in the Board packet.

#### MOTION TO APPROVE THE APPOINTMENT OF AN ALDERMANIC REPRESENTATIVE TO THE NON-UNIFORMED EMPLOYEES' RETIREMENT FUND (NUERF) AND THE UNIFORMED EMPLOYEES' RETIREMENT FUND (UERF)

City Manager Gipson reported that due to an unexpected vacancy on the Non-Uniformed Employees Retirement Fund Board and the Uniformed Employees Retirement Fund Board Mayor Harris is proposing to appoint Alderman Patel as the aldermanic representative.

The City *Charter* requires that all appointments/assignments to the Boards and Commissions necessitates approval by the Board of Aldermen.

**Motion made by Alderman Lintz to approve the appointment of Alderman Becky Patel to the NUERF and UERF Boards. Alderman Berkowitz seconded.**

**The motion passed unanimously on a voice vote.**

#### ORDINANCE TO CONSIDER APPROVING AUGUST 3, 2021 TO HOLD A SPECIAL ELECTION

City Manager Gipson reported that the Clayton community was saddened by the recent sudden death of our neighbor and colleague Dan Sokol, who joined our Board as Alderman from Ward III just a year ago.

Section 5 of Article II of the Clayton City Charter provides as follows: *"In case of a vacancy in the office of ... alderman, the board of aldermen shall make arrangements for a special election to fill such vacancy for the unexpired term."*

The ordinance proposes that a special election shall be held in Ward III of the City of Clayton on Tuesday, August 3, 2021, for the purpose of electing a successor to Alderman Daniel R. Sokol in the office of Alderman for Ward III, such successor to serve the remainder of the term for that office.

Mayor Harris clarified that this is an ordinance presented to the Board and not a motion as listed on the agenda.

Mayor Harris noted that Alderman Sokol is sorely missed.

**Alderman Lintz introduces Bill No. 6838, an ordinance to hold a special election on August 3, 2021 to be read for the first time by title only. Alderman Berkowitz seconded.**

**City Attorney will read Bill No. 6838, first reading, an Ordinance Calling a Special Election to Fill a Vacancy in the Office of Alderman for Ward III in the City of Clayton, Missouri for the first time by title only.**

**The motion passed unanimously on a voice vote.**

**Motion made by Alderman Lintz that the Board give unanimous consent to consideration for adoption of Bill No. 6838 on the day of its introduction. Alderman Berkowitz seconded.**

**The motion passed unanimously on a voice vote.**

**Alderman Lintz introduces Bill No. 6838, an ordinance to hold a special election on August 3, 2021 to be read for the second time by title only. Alderman Berkowitz seconded.**

**City Attorney will read Bill No. 6838, second reading, an Ordinance Calling a Special Election to Fill a Vacancy in the Office of Alderman for Ward III in the City of Clayton, Missouri for the second time by title only.**

**The motion passed on a roll call vote: Alderman Lintz – Aye; Alderman Berkowitz – Aye; Alderman McAndrew – Aye; Alderman Buse – Aye; Alderman Patel – Aye; and Mayor Harris – Aye. The bill, having received majority approval was adopted and became Ordinance No. 6698 of the City of Clayton.**

#### Other

Alderman Lintz reported on the following:

- Plan Commission/ARB – the signage request for 801 Chophouse was tabled due to a no show by the applicants.

Alderman Berkowitz reported on the following:

- Parks & Recreation Commission
  - Installing additional shading at Shaw Park pool
  - Discussed a proposed name change for Haddington Court
  - The Chamber of Commerce's Parties in the Park is relocating back to Shaw Park

Alderman McAndrew reported on the following:

- Parks & Recreation Commission - The City will take back ownership of Anderson Park in December from the MSD Project Clear tunnel project.
- CRSWC Finance Committee – discussion on proposed fee increases.

Alderman Buse reported on the following:

- Clayton Community Equity Commission will meet on Thursday; discussion with Law Enforcement Sub-Committee – Municipal Courts – selection of municipal judge; discussion on neighborhood watch signage
- Sustainability Committee – will be discussing Mayor Harris' suggestion regarding pollution related to motor driven lawn equipment

Alderman Patel expressed thanks to the department heads for the “onboarding” training.

Mayor Harris reported on the following:

- The Mayor's for Meals event was successful, thanks to Chief Smith and Cpl. Jenny Schwartz for their help
- MYAC met last week and toured the Public Works facilities and the Fire Department

City Manager Gipson announced that a special meeting for the Board of Aldermen will be held Tuesday, May 18.

**Motion made by Alderman Patel that the Board adjourn to a closed meeting, with a closed vote and record, as authorized by Section 610.021(1), (2) and (3) Revised Statutes of Missouri, relating to legal issues, real estate and/or personnel, and to discuss matters related to negotiation of a contract pursuant to Section 610.021(12), RSMo. and/or proprietary information pursuant to Sec. 610.021(15), and/or information related to public safety and security measures pursuant to Section 610.021(18) and (19) RSMO. Alderman Buse seconded the motion.**

**The motion passed on a roll call vote: Alderman Lintz – Aye; Alderman Berkowitz – Aye; Alderman McAndrew – Aye; Alderman Buse – Aye; Alderman Patel – Aye; and Mayor Harris – Aye.**

There being no further regular business the meeting adjourned at 7:57 p.m.

\_\_\_\_\_  
Mayor

ATTEST:

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City Clerk

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## REQUEST FOR BOARD ACTION

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**TO:** MAYOR HARRIS; BOARD OF ALDERMEN  
**FROM:** DAVID GIPSON, CITY MANAGER  
PATTY DEFORREST, DIRECTOR OF PARKS & RECREATION  
**DATE:** MAY 25, 2021  
**SUBJECT:** ORDINANCE – APPROVING A STREET NAME CHANGE FOR  
ANDERSON PARK

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This ordinance is intended to change the name of Haddington Court, located in Anderson Park, to Anderson Court. While originally a street for the neighborhood, it now serves as a park road within the confines of the park itself. As such, no homes or businesses will be impacted by this change. This change will not only allow the city to better identify the site but also remove confusion created by the previous street name.

The Parks and Recreation Commission considered this at their meeting on May 3, 2021 and voted in favor of the change as long as there was no historical significance to the original name. Staff reached out to the Missouri Historical Society regarding the origins of Haddington Court. They did not find evidence of any particular person the road is named after but did make a connection that many streets in the Clayshire neighborhood share names with places in the UK. Based upon these findings, there were no objections to this change.

Once approved, the City will submit the name change to the associated utilities and St. Louis County. The County will notify all mapping companies of the change. As mail is not delivered to the park directly, the US Postal Service will not be affected.

**Recommendation:** To approve the ordinance authorizing the street name change from Haddington Court to Anderson Court.

**BILL NO. 6840**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE PROVIDING FOR HADDINGTON COURT TO BE CHANGED TO  
ANDERSON COURT AND RELATED ACTIONS THERETO IN THE CITY OF CLAYTON,  
MISSOURI**

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**WHEREAS**, The City of Clayton owns Anderson Park; and

**WHEREAS**, the City desires to change the name of the internal road in the park to identify its location more clearly;

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF  
CLAYTON, MISSOURI AS FOLLOWS:**

Section 1. The roadway currently identified as Haddington Court, now located wholly in Anderson Park, is hereby renamed "Anderson Court."

Section 2. The Board of Aldermen authorizes such document changes as shall be approved by the officers of the City executing same which are consistent with the provisions and intent of this legislation and necessary, desirable, convenient or proper in order to carry out the matters herein authorized. The Mayor, City Manager and other appropriate City officials are hereby authorized to execute such documents and take any and all actions necessary, desirable, convenient or prudent in order to carry out the intent of this legislation.

Section 2. This Ordinance shall be in full force and effect from and after its passage by the Board of Aldermen.

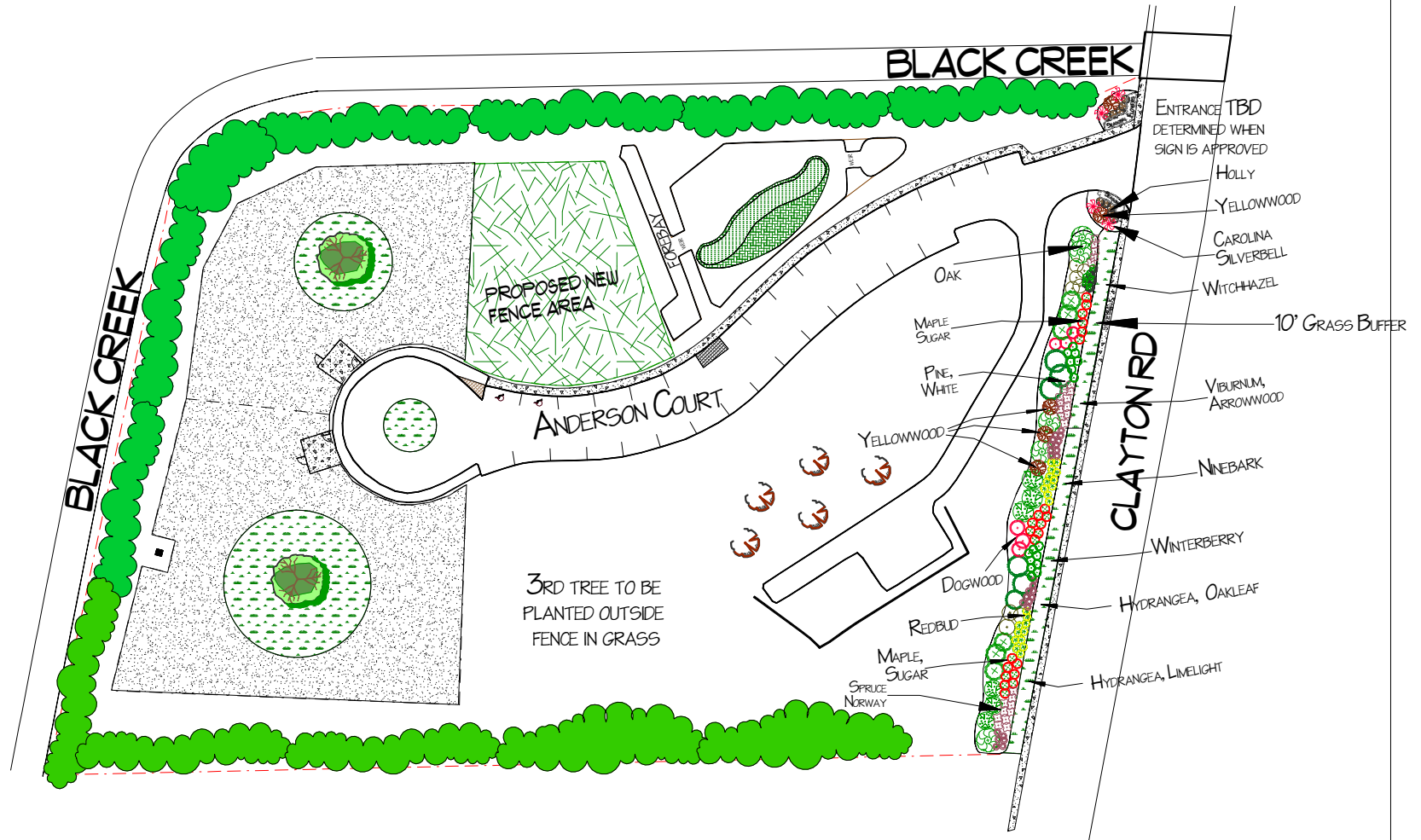
Adopted the 25<sup>th</sup> day of May 2021.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk





Revision #:

Date: 4/23/2021

Scale:

1" = 100'

Landscape Plan:

Anderson Park

Landscape Design by: Geni Metzger

City of Clayton